

1 || LAW OFFICE OF KEN SCHNEIDER, PS
2 2015 33rd Street
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4 (425) 258-2704

The Honorable Marc Barreca
United States Bankruptcy Judge

5
6 UNITED STATES BANKRUPTCY COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE
9

10 In re ROBERT A. WHIPPLE and) IN PROCEEDINGS UNDER CH. 13
11 PATRICIA L. WHIPPLE)
12) NO. 18-10618 (lead case)
13) NO. 18-11477
14)
15) REPLY TO RESPONSE TO
16) OBJECTION TO CLAIM
17 Debtor(s).)
18 _____

19 Although the claim in Patricia Whipple's bankruptcy may have been timely filed, it was
20 withdrawn on June 12, 2018 (See, Docket item 28).

21 Robert Whipple filed bankruptcy on February 15, 2018. The Superior Court judgment
22 signed on February 28, 2018 was entered in violation of the automatic stay and is void. The
23 claim filed on August 20, 2018 is not an "amended claim" as Coleman had withdrawn his claim.
24 It is instead a late filed claim. Mr. Coleman could have filed a claim with an estimated amount
25 or an unknown amount, instead he elected to withdraw his claim.

26 Not only is Coleman now arguing that his claim should be allowed. He is arguing that it
27 is secured. Mr. Coleman states "This court cannot relieve her, and the marital community, of the
28 secured debt incurred prior to her bankruptcy.". Response to Objection to Coleman Claim page
2. He also argues "as we have argued previously, it should be a secured claim". Response to
Objection to Coleman Claim page 3.

To allow Coleman's claim to be paid pro rata with other timely filed claims would be

REPLY TO RESPONSE TO
OBJECTION TO CLAIM - 1

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1 inequitable to those creditors who timely filed their claims.

2 DATED: 12-7-18

3 /s/ Ken Schneider
4 Ken Schneider, WSBA #22410
5 Attorney for Debtor(s)

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27 REPLY TO RESPONSE TO
28 OBJECTION TO CLAIM - 2

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